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Box Issue Fee
PATENT
1614-0244P

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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Rudolph VALENTA et al. Conf.: 4340
Appl. No.: 09/696,169 Group: 1644
Filed: October 26, 2000 Examiner: P. HUYNH
For: NON-ANAPHYLACTIC FORMS OF GRASS POLLEN
PHL P6 ALLERGEN AND THEIR USE

LETTER

Assistant Commissioner for Patents
Washington, DC 20231

February 12, 2003

Sir:

The Issue Fee in this case has a due date of February 13, 2003. In the recently issued Notice of Allowability, the Examiner objected to the original Declaration filed in this case on February 7, 2001. The Examiner argued that interlineations adjacent to the typed name of one inventor, namely, Sabine STUMVOLL, were objectionable because the alteration to the Declaration was not initialed by the inventor. A document for the signature of the inventor, Sabine STUMVOLL, has been prepared; however, as of the 12th day of February 2003, it has not been possible to secure her signature. When she signed the original Declaration over two years ago, she was resident in Austria. The assignee in this case is resident in Sweden.

In a conversation on 11 February 2003, with Examiner Huynh, the Examiner indicated that her objections to the Declaration would be overcome by the filing of a revised APPLICATION DATA SHEET under

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the provisions of 37 CFR 1.76. Such a data sheet is attached hereto and is submitted concurrently herewith under the provisions of 37 CFR 1.76(d).

Conclusions

It is respectfully submitted that with this submission all statutory requirements for the issuance of this patent have been met. Accordingly prompt and timely issuance of this application as a patent is earnestly solicited.


Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact David R. Murphy (Reg. No. 22,751) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
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1614-0244P

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Attachment: APPLICATION DATA SHEET